



(Fw)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Pengfei TU et al. Confirmation No: 7251  
Appl. No. : 10/618,740  
Filed : July 15, 2003  
Title : MEDICINAL PREPARATION CONTAINING  
PHENYLETHANOID GLYCOSIDES EXTRACTED FROM  
HERBACEOUS PLANT, *CISTANCHE TUBULOSA* (SCHENK.)  
*WIGHT*, PROCESS OF MAKING THE SAME, AND USES OF  
THE SAME

TC/A.U. : 1655  
Examiner : M. V. Meller

Docket No.: TUPE3001/REF  
Customer No: 23364

**RESPONSE TO RESTRICTION REQUIREMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This is in response to the Official Action of December 30, 2004, in connection with the above identified application. This response is timely filed.

The Official Action is a restriction requirement in which it is urged that there are four separate and distinct inventions claimed in this application. Applicants elect the Group III invention, drawn to a first method of using the preparation which includes claims 16, 22 and 23, without traverse. Applicants reserve the right to file one or more divisional applications on the non-elected inventions at a later time.

Appl. No. 10/618,740  
Amendment dated: January 25, 2006  
Reply to OA of: December 30, 2004

In view of the election of the Group III invention, without traverse, an early and favorable action on the merits is now believed to be in order and is most respectfully requested.

Respectfully submitted,

BACON & THOMAS, PLLC

By:   
Richard E. Fichter  
Registration No. 26,382

625 Slaters Lane, Fourth Floor  
Alexandria, Virginia 22314  
Phone: (703) 683-0500  
Facsimile: (703) 683-1080

REF/kdd  
ResponsetoRestrictRequirement.wpd

January 25, 2006